

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : Confirmation No. 3314
Gerald Cagle et al. : Group Art Unit: 1618
Application No. 10/715,055 : Examiner: Fay, Zohreh A.
Filed: November 17, 2003 : Atty Dkt No.: 007109.00001
For: METHOD OF TREATING :
OPHTHALMIC INFECTIONS WITH :
MOXIFLOXACIN COMPOSITIONS :

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111

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Sir:

This paper is submitted in response to the non-final Office Action dated August 27, 2007, for which the period for response has been extended three months, *i.e.*, up to and including February 27, 2008, by the Request for Extension of Time filed concurrently herewith. A Declaration of Geoffrey Owen, Ph.D. under 37 C.F.R. § 1.132 (hereinafter “Owen Declaration”) accompanies this submission.

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.